

The Honorable: BRENDAN LINEHAN SHANNON
Chapter 7
Location: Court Room 1, 6th Fl
Hearing Date: 12/16/2021
Hearing Time: 1:30
Response Date: 12/07/2021

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF DELAWARE**

In re: EVERGREEN ENERGY INC.

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Case No. 12-10289-BLS

Debtor(s)

**NOTICE OF TRUSTEE'S FINAL REPORT AND
APPLICATIONS FOR COMPENSATION
AND DEADLINE TO OBJECT (NFR)**

Pursuant to [Fed. R. Bankr. P. 2002\(a\)\(6\)](#) and [2002\(f\)\(8\)](#), please take notice that [Charles A. Stanziale](#), trustee of the above styled estate, has filed a Final Report and the trustee and the trustee's professionals have filed final fee applications, which are summarized in the attached Summary of Trustee's Final Report and Applications for Compensation.

The complete Final Report and all applications for compensation are available for inspection at the Office of the Clerk, at the following address:

United States Courthouse
824 Market St N
3rd Floor
Wilmington, DE 19801

Any person wishing to object to any fee application that has not already been approved or to the Final Report, must file a written objection within 20 days from the mailing of this notice, together with a request for a hearing and serve a copy of both upon the trustee, any party whose application is being challenged and the United States Trustee. If no objections are filed, the Court will act on the fee applications and the trustee may pay dividends pursuant to [FRBP 3009](#) without further order of the Court.

11/17/2021: 11/17/2021

By: /s/ Charles A. Stanziale

Ch. 7 Trustee

Charles A. Stanziale
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UST Form 101-7-NFR (10/1/2010)

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**UNITED STATES BANKRUPTCY COURT
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Debtor(s)

**SUMMARY OF TRUSTEE'S FINAL REPORT
 AND APPLICATIONS FOR COMPENSATION**

The Final Report shows receipts of: \$ 3,642,887.50
and approved disbursements of: \$ 2,634,735.93
leaving a balance on hand of¹: \$ 1,008,151.57

Claims of secured creditors will be paid as follows:

Claim No.	Claimant	Claim Asserted	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
32	MANAGER OF FINANCE, CITY & COUNTY OF DENVER	135,407.79	20,000.00	20,000.00	0.00
42 -1	Hub Properties Trust	713,259.86	0.00	0.00	0.00

Total to be paid to secured creditors: \$ 0.00
 Remaining balance: \$ 1,008,151.57

Applications for chapter 7 fees and administrative expenses have been filed as follows:

Reason/Applicant	Total Requested	Interim Payments to Date	Proposed Payment
Trustee, Fees - CHARLES A. STANZIALE	132,536.63	0.00	132,536.63

¹The balance of funds on hand in the estate may continue to earn interest until disbursed. The interest earned prior to disbursement will be distributed pro rata to creditors within each priority category. The trustee may receive additional compensation not to exceed the maximum compensation set forth under [11 U.S.C. § 326\(a\)](#) on account of the disbursement of the additional interest.

Reason/Applicant	Total Requested	Interim Payments to Date	Proposed Payment
Attorney for Trustee Fees - McCARTER & ENGLISH, LLP	1,448,550.00	1,380,442.00	68,108.00
Attorney for Trustee, Expenses - McCARTER & ENGLISH, LLP	53,769.04	52,271.93	1,497.11
Attorney for Trustee Fees (Other Firm) - HATHAWAY & KUNZ, P.C.	12,925.50	12,925.50	0.00
Attorney for Trustee Expenses (Other Firm) - HATHAWAY & KUNZ, P.C.	2,623.18	2,623.18	0.00
Accountant for Trustee Fees (Other Firm) - CROWE LLP	696,984.00	664,152.50	32,831.50
Accountant for Trustee Expenses (Other Firm) - CROWE LLP	47,145.64	47,071.56	74.08
Arbitrator/Mediator for Trustee Fees - JAMS	9,159.29	9,159.29	0.00
Consultant for Trustee Fees - DIANA KUBIK	54,077.08	54,077.08	0.00
Consultant for Trustee Fees - VALERIE VALDEZ	14,590.65	14,590.65	0.00
Consultant for Trustee Expenses - DIANA KUBIK	3,466.07	3,466.07	0.00

Total to be paid for chapter 7 administrative expenses: \$ 235,047.32
Remaining balance: \$ 773,104.25

Applications for prior chapter fees and administrative expenses have been filed as follows:

Reason/Applicant	Total Requested	Interim Payments to Date	Proposed Payment
None			

Total to be paid for prior chapter administrative expenses: \$ 0.00
Remaining balance: \$ 773,104.25

In addition to the expenses of administration listed above as may be allowed by the Court, priority claims totaling \$1,721.38 must be paid in advance of any dividend to general (unsecured) creditors.

Allowed priority claims are:

Claim No.	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
KFX P2 -1	Campbell County Treasurer	0.00	0.00	0.00
KFXP6 - 1	State of Wyoming	0.00	0.00	0.00

Claim No.	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
11 -1P	Dahlman Rose & Co.	0.00	0.00	0.00
29 -1	Cigna Life & Helath Insurance Company	0.00	0.00	0.00
41 -1	Colonial Life & Accident Insurance Company	1,721.38	0.00	1,721.38
50 -1	BLG Cargo Logistics GmbH & Co. KG	0.00	0.00	0.00
56 -1	Kraig S. Johnston	0.00	0.00	0.00
58-1	Office of Surface Mining	0.00	0.00	0.00

Total to be paid for priority claims: \$ 1,721.38
Remaining balance: \$ 771,382.87

The actual distribution to wage claimants included above, if any, will be the proposed payment less applicable withholding taxes (which will be remitted to the appropriate taxing authorities).

Timely claims of general (unsecured) creditors totaling \$15,446,774.93 have been allowed and will be paid pro rata only after all allowed administrative and priority claims have been paid in full. The timely allowed general (unsecured) dividend is anticipated to be 5.0 percent, plus interest (if applicable).

Timely allowed general (unsecured) claims are as follows:

Claim No.	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
ASIA 2 - 1	BECHTEL POWER CORPORATION	0.00	0.00	0.00
ASIA1 - 1	ALYSSE MINKOFF	0.00	0.00	0.00
ASIA3 - 1	THEODORE VENNERS	0.00	0.00	0.00
BIM1 -1	ALYSSE MINKOFF	0.00	0.00	0.00
BIM2 -1	CHUBB & SON, INC.	0.00	0.00	0.00
BIM3 -1	BECHTEL POWER CORPORATION	0.00	0.00	0.00
BIM4 -1	THEODORE VENNERS	0.00	0.00	0.00
BIM5--1	Caifee, Halter & Griswold, LLP	675.00	0.00	33.71
BIM6 -1	AMERICAN HOME ASSURANCE COMPANY	0.00	0.00	0.00

Claim No.	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
C-LOCK1-1	ALYSSE MINKOFF	0.00	0.00	0.00
C-LOCK2-1	BECHTEL POWER CORPORATION	0.00	0.00	0.00
C-LOCK3-1	THEODORE VENNERS	0.00	0.00	0.00
EEI1 -1	ALYSSE MINKOFF	0.00	0.00	0.00
EEI2 -1	BECHTEL POWER CORPORATION	0.00	0.00	0.00
EEI3--1	THEODORE VENNERS	0.00	0.00	0.00
EO1 -1	NORCO, INC.	378.83	0.00	18.92
EO2--1	ALYSSE MINKOFF	0.00	0.00	0.00
EO3 -1	BECHTEL POWER CORPORATION	0.00	0.00	0.00
EO4 -1	THEODORE VENNERS	0.00	0.00	0.00
KFXO1 -1	DEPARTMENT OF THE TREASURY	1,824.81	0.00	91.13
KFXO2 -1	ALYSSE MINKOFF	0.00	0.00	0.00
KFXO3 -1	FARMERS COOPERATIVE ASSOCIATION	65.43	0.00	3.27
KFXO4 -1	BECHTEL POWER CORPORATION	0.00	0.00	0.00
KFXO5 -1	THEODORE VENNERS	0.00	0.00	0.00
KFXP1 -1	William Robson	0.00	0.00	0.00
KFXP3 -1	ALYSSE MINKOFF	0.00	0.00	0.00
KFXP4 -1	BECHTEL POWER CORPORATION	0.00	0.00	0.00
KFXP5 -1	THEODORE VENNERS	0.00	0.00	0.00
KFXT1 -1	ALYSSE MINKOFF	0.00	0.00	0.00

Claim No.	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
KFXT2 - 1	Sherman & Howard LLC	0.00	0.00	0.00
KFXT3 - 1	Western Water Conditioning Inc	1,022.52	0.00	51.06
KFXT4 - 1	BECHTEL POWER CORPORATION	0.00	0.00	0.00
KFXT5 - 1	KOPPELMAN VENTURES LLC	0.00	0.00	0.00
KFXT6-- 1	THEODORE VENNERS	0.00	0.00	0.00
LDC1 -1	ALYSSE MINKOFF	0.00	0.00	0.00
LDC2 -1	MGTC, Inc.	4,790.18	0.00	239.21
LDC3 -1	BECHTEL POWER CORPORATION	0.00	0.00	0.00
LDC4 -1	THEODORE VENNERS	0.00	0.00	0.00
LDC5 -1	EN4CO, LLC	0.00	0.00	0.00
1	Zurich American Insurance Co.	0.00	0.00	0.00
2	Business Wire, Inc.	14,674.50	0.00	732.82
3 -1	Hazen Research Inc	16,912.02	0.00	844.56
4-1	OFFICE DEPOT	2,067.15	0.00	103.23
5 -1	Piper Electric Co., Inc.	27,771.00	0.00	1,386.84
6-1	Johansen, Jesper	2,400.00	0.00	119.85
7 -1	Scott Brothers, Inc.	36,687.85	0.00	1,832.12
8 -1	Kekst and Company Incorporated	38,913.21	0.00	1,943.25
9 -1	Bortz Ice dba Wyoming Water Solutions	256.90	0.00	12.83
10 -1	Alysse Minkoff	0.00	0.00	0.00
11-1U	Dahlman Rose & Co.	27,852.09	0.00	1,390.88
12 -1	Sherman & Howard LLC	47,202.31	0.00	2,357.19
13 -1	Merrill Communications LLC	26,082.50	0.00	1,302.51
14 -1	ACT Teleconferencing Services, Inc.	3,332.86	0.00	166.44
15 -1	Hudson Bay Master Fund, Ltd.	10,000.00	0.00	499.38

Claim No.	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
16 -1	Officeteam Div. of Robert Half, Intl.	1,190.00	0.00	59.43
17 -2	U.S. Bank National Association	2,940,054.22	0.00	146,820.77
18 -1	Pryor Cashman LLP	10,628.99	0.00	530.79
19 -1	Stanhill Capital Partners Limited	105,626.38	0.00	5,274.78
20 -1	Norfolk Southern Railway Company	179,211.84	0.00	8,949.50
21 -1	Sherman & Howard LLC	0.00	0.00	0.00
22 -1	Codecando, Inc	21,060.00	0.00	1,051.70
23 -1	Aim Corp	2,531.28	0.00	126.41
24 -1	Centurion Credit Funding LLC	1,395,000.00	0.00	69,663.67
25 -1	Level 3 Capital Fund LP	155,000.00	0.00	7,740.41
26 -1	Hogan & Lovells US LLP	2,124.25	0.00	106.08
27-4	Department of the Treasury	30,051.68	0.00	1,500.72
28 -1	Thomas H. Stoner, Jr.	164,087.52	0.00	8,194.22
30 -1	Murane & Bostwick, LLC	2,587.40	0.00	129.21
31 -1	Verizon Wireless	1,109.10	0.00	55.39
33 -1	Cooley LLP	103,616.16	0.00	5,174.40
34 -1	William G. Laughlin	30,397.07	0.00	1,517.97
35 -1	Bechtel Power Corporation	10,000,000.00	0.00	499,381.18
36 -1	Qwest, LLC	24,433.65	0.00	1,220.17
37 -1	Qwest, LLC	881.93	0.00	44.04
38 -1	Koppelman Ventures LLC	0.00	0.00	0.00
39 -1	Theodore Venners	12,901.60	0.00	644.28
40 -1	EN4CO, LLC	0.00	0.00	0.00
43 -1	Prime Rate Premium Finance Corp, Inc	1,372.70	0.00	68.55
44 -1	American Home Assurance Company	0.00	0.00	0.00

Total to be paid for timely general unsecured claims:

\$ 771,382.87

Remaining balance:

\$ 0.00

Tardily filed claims of general (unsecured) creditors totaling \$299,477.16 have been allowed and will be paid pro rata only after all allowed administrative, priority and timely filed general (unsecured) claims have been paid in full. The tardily filed claim dividend is anticipated to be 0.0 percent, plus interest (if applicable).

Tardily filed general (unsecured) claims are as follows:

Claim No.	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
EEI4---1	MOBILE MINI, INC.	1,740.54	0.00	0.00
45 -1	CBRE, Inc.	97,248.12	0.00	0.00
46 -1	Pear Commercial Interiors	1,817.00	0.00	0.00
47 -1	JPMorgan Chase Bank, NA	1,259.78	0.00	0.00
48 -1	Hein & Associates	107,245.00	0.00	0.00
49 -1	SGS North America Inc.	21,891.20	0.00	0.00
51 -1	Michael John Brennan	5,929.82	0.00	0.00
52 -1	Schleicher County Appraisal District	0.00	0.00	0.00
53 -1	Schleicher County Appraisal District	0.00	0.00	0.00
54 -1	Ron Maul, dba Job Doctor	36,680.88	0.00	0.00
55 -1	Aspen Technology, Inc.	25,664.82	0.00	0.00
57 -1	Hudson Bay Master Fund, Ltd.	0.00	0.00	0.00

Total to be paid for tardily filed general unsecured claims: \$ 0.00
 Remaining balance: \$ 0.00

Subordinated unsecured claims for fines, penalties, forfeitures, or damages and claims ordered subordinated by the Court totaling \$0.00 have been allowed and will be paid pro rata only after all allowed administrative, priority and general (unsecured) claims have been paid in full. The dividend for subordinated unsecured claims is anticipated to be 0.0 percent, plus interest (if applicable).

Subordinated unsecured claims for fines, penalties, forfeitures or damages and claims ordered subordinated by the Court are as follows:

Claim No.	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
None				

Total to be paid for subordinated claims: \$ 0.00
 Remaining balance: \$ 0.00

Charles A. Stanziale: /s/ Charles A. Stanziale

Ch. 7 Trustee

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STATEMENT: This Uniform Form is associated with an open bankruptcy case, therefore, Paperwork Reduction Act exemption [5 C.F.R. § 1320.4\(a\)\(2\)](#) applies.